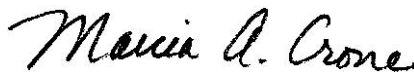


ORDERED that the reference to the magistrate judge is **VACATED**. It is further

ORDERED that all motions by either party not previously ruled on are hereby **DENIED** as moot.

SIGNED at Beaumont, Texas, this 15th day of September, 2006.

Handwritten signature of Marcia A. Crone in black ink.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE